THE HON'BLE SRI JUSTICE L. NARASIMHA REDDY

W.P.No.19965 OF 2005

Dated 16-09-2005

Between:

Dwaranoydu Sathi Reddy

S/o.Bulliyya, Occ:Cultivation,

R/o.Anaparthy, E.G. District.

…Petitioner

And

Executive Engineer,

Roads & Buildings, Kakinada,

East GodavariDistrict

and another.

…Respondents

THE HON'BLE SRI JUSTICE L. NARASIMHA REDDY

W.P.No.19965 OF 2005

ORDER:

The petitioner claims to be the owner of premises bearing Door Nos.2-243; 2-256 to, 262 and 2-270 of Anaparthi Village of East-Godavari District. His grievance is that the respondents are making attempts to demolish the premises, for the purpose of constructing a bridge, without acquiring the same.

Heard the learned counsel for the petitioner and learned Government Pleader for Roads and Buildings.

Except making an allegation that the respondents are taking steps to demolish the premises, the petitioner has not placed any material before this Court, to demonstrate that any steps have been taken by the respondents to demolish the same. It hardly needs any emphasis that, if the Government needs the property of private individuals, for any public purpose, they have to necessarily acquire the same in accordance with the provisions of the Land Acquisition Act. It is only by initiating such proceedings, that they can proceed against the properties of private individuals.

For the foregoing reasons, the writ petition is disposed of, directing that, in case the respondents require the property of the petitioner, referred to above, or part of it, they shall be entitled to proceed against it, only after acquiring the same, in accordance with law. There shall be no order as to costs.

L. NARASIMHA REDDY, J.

Dt.16-09-2005

KO